



FACSIMILE COVER SHEET

DATE February 28, 2011

Receiver: Examiner Paul D'Agostino

FAX #: (571) 270-2992

Sender: Michael Day

Our Ref. No.: IGT1P267 Application No. 09/964,962

Re: Interview

Pages Including Cover Sheet(s): 5

MESSAGE:

Dear Examiner D'Agostino

Thank you for scheduling the subject interview on March 4, 2011, 2pm EST.
Per your request, please find herewith a completed PTOL 413A interview request form and continuation sheet thereto.

CONFIDENTIALITY NOTE

The information contained in this facsimile (FAX) message is legally privileged and confidential information intended only for the use of the receiver or firm named above. If the reader of this message is not the intended receiver, you are hereby notified that any dissemination, distribution or copying of this FAX is strictly prohibited. If you have received this FAX in error, please immediately notify the sender at the telephone number provided above and return the original message to the sender at the address above via the United States Postal Service. Thank you.

Doc Code: M865 or FAI.REQ.INTV

 PTOL-413A (08-10)
 Approved for use through 07/31/2012. OMB 0851-0031
 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form

 Application No.: 09/964,962 First Named Applicant: Paulsen, Craig
 Examiner: D'Agostino, Paul Anthony Art Unit: 3716 Status of Application: Pending

Tentative Participants:

 (1) Michael Day, Atty for Applicants (2) D'Agostino, Paul Anthony
 (3) _____ (4) _____

 Proposed Date of Interview: 4 March 2011 Proposed Time: 2:00 PM EST (AM/PM)

Type of Interview Requested:

 (1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

 Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: _____

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>112</u>	<u>Claim 27</u>	<u> </u>			

An interview was conducted on the above-identified application on _____

NOTE: This form should be completed and filed by applicant in advance of the interview (see MPEP § 713.01). If this form is signed by a registered practitioner not of record, the Office will accept this as an indication that he or she is authorized to conduct an interview on behalf of the principal (37 CFR 1.32(a)(3)) pursuant to 37 CFR 1.34. This is not a power of attorney to any above named practitioner. See the Instruction Sheet for this form, which is incorporated by reference. By signing this form, applicant or practitioner is certifying that he or she has read the Instruction Sheet. After the interview is conducted, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible. This application will not be delayed from issue because of applicant's failure to submit a written record of this interview.

/ Michael L. Day /

Applicant/Applicant's Representative Signature

Michael L. Day

Typed/Printed Name of Applicant or Representative

55,101

Registration Number, if applicable

Examiner/SPE Signature

This collection of information is required by 37 CFR 1.135. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 24 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Draft Amendment

27. (Currently Amended) A gaming apparatus comprising:
- a housing;
 - a value-input device configured to receive a medium of value;
 - an input device configured to receive a wager;
 - a display driver;
 - a controller;
 - a reel rotatable about an axis; and
 - a motor capable of rotating said reel about said axis, and operatively coupled to the controller;
- said reel comprising
- a support mechanism having an outer circumference; and
 - at least one *flexible display panel* capable of being shaped to mount to said outer circumference, said at least one flexible display panel mounted to said outer circumference, and comprising at least one of a liquid crystal display or light emitting diode display configured to display indicia;
- wherein:
- the display driver is configured to control at least a portion of the displayed indicia, said display driver being electrically connected to the flexible display panel and configured to receive instructions from the controller; and
 - the controller is operatively coupled to said value-input device, said input device, and said display driver, said controller comprising a processor and a memory operatively coupled to said processor, and configured to be programmed to i) choose an initial indicia to display on the at least one flexible display panel; ii) instruct the display driver to display the chosen indicia; iii) detect a deposit of the medium of value; iv) detect a wager; v) determine game play indicia; vi) instruct the display driver to display the game play indicia; vii) cause said motor to spin said reel; viii) determine a game outcome; ; ix) ~~dynamically change the indicia displayed on the at least one flexible display panel from game play indicia to instruct the display driver to display game outcome indicia;~~ x) cause said motor to stop said reel according to said determined outcome; and

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as the reel is being stopped, instruct the display driver to change from displaying game play indicia to displaying indicia representative of the determined outcome; ~~iii) x)~~ determine a value associated with an outcome of a wager-based game played on the gaming apparatus the determined outcome.

Remarks.

1. Whether or not there is any merit to the Office Action's assertions that the claims as previously amended fail to comply with 35 U.S.C. 112, first paragraph written description and enablement requirements, the proffered amendment renders the rejections moot. Support for the amendment may be found at paragraph 0026 and 0027 if the application as published as US Pat. Pub. 2003/0060269

2. The combination of Griswold with FOLED and "The Tube" is improper, and, anyway, fails to yield the invention as recited in claim 27.

2a. The Office Action acknowledges (page 9) that "Griswold lacks the type of display being a flexible LED display or flexible LCD." While the acknowledgement is appreciated, it would be more accurate to say that Griswold expressly provides for a type of electroluminescent display that is incompatible with the flexible LCD or LED displays foreseen by "FOLED" and "The Tube". See, generally, for example, Griswold FIGs 4A and 4B, and 6:32-7:36. More particularly, see 6:51-54: "electroluminescent material associated with the symbols ... define the shape of the symbol items themselves"; and 7:30-37: "The entire electroluminescent capacitor structure described until now is covered with a printed cover strip 457. This cover strip should be transparent except where inked symbol images have been printed. Preferably, such images are silk screened onto cover strip 457."

2b. Even if the references could plausibly be combined without the benefit of improper hindsight reconstruction, they would fail to result in the invention as recited above, where as the reel is being stopped, a display is changed from displaying game play indicia to displaying indicia representative of the determined outcome.